

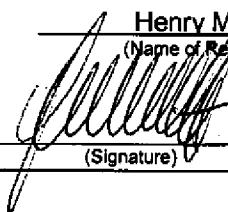
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: KESSLER

In re PATENT Application of:)	
WINFRIED KESSLER et al.)	Examiner: Leykin, Rita
Appl. No.: 10/598,768)	Group Art Unit: 2837
Filing Date: June 18, 2007)	Confirmation No.: 9976
For: ACTUATOR AND METHOD FOR)	
OPERATING AN ACTUATOR)	

NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATION OF EFS-WEB TRANSMISSION	
I hereby certify that this paper is being EFS-Web transmitted to the U.S. Patent and Trademark Office, Alexandria VA 22313-1450, on <u>March 12, 2009</u> . Date	
	<u>Henry M. Feiereisen</u> (Name of Registered Representative)
	<u>3-12-2009</u> (Date of Signature)

SIR:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated November 12, 2008 of the Examiner rejecting claims 15, 17, 18, 23-26 and 31-41.

The items checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of

- other than small entity
 small entity

Verified Statement

- attached
 already filed on _____

2. FEE FOR FILING NOTICE OF APPEAL

Persuant to 37 C.F.R. 1.17(e) the fee for filing the Notice of Appeal is

() small entity \$270.00
(X) other than a small entity \$540.00

Notice of Appeal Fee due \$540.00

3. EXTENSION OF TERM

- a. (X) The Commissioner is hereby petitioned to extend the period for response to above-referenced Official Action by ONE month until March 12, 2009. Accompanying this amendment is the appropriate fee of \$130.00 pursuant to 37 C.F.R. §1.17(c) and 37 C.F.R. §1.136(a).
- b. () Request for Extension of Time was filed on together with a Request for Reconsideration, and the appropriate fee of was paid.

4. TOTAL FEE DUE

The total fee due is

Notice of Appeal fee \$540.00
Extension fee (if any) \$130.00

TOTAL FEE DUE \$670.00

5. FEE PAYMENT

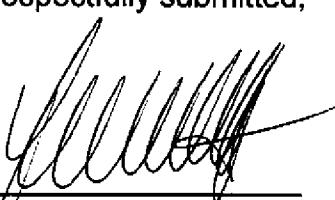
- (X) The fee of \$670.00 is being paid by Credit Card.
() Please charge the fee to Deposit Account No.06-0502.

6. FEE DEFICIENCY

- (X) The Commissioner is hereby authorized to charge payment of any additional fees which may be required with this communication, or credit any overpayment to Deposit Account No. 06-0502.

Respectfully submitted,

By:


Henry M. Feiereisen
Reg. No.: 31,084
Agent for Applicant

Date: March 12, 2009
708 Third Avenue, Suite 1501
New York, N.Y. 10017
(212) 244-5500
HMF/RL:af